

SUPREME COURT MINUTES
MONDAY, AUGUST 17, 2009
SAN FRANCISCO, CALIFORNIA

S155242 B182880 Second Appellate District, Div. 8 **CHRISTOFF (RUSSELL) v.**
NESTLÉ USA, INC.

Opinion filed: Judgment reversed

The judgment of the Court of Appeal is reversed to the extent that it holds that, for purposes of the statute of limitations, Christoff's cause of action necessarily accrued when Nestlé first "published" the label under the rule we announced in *Shively v. Bozanich*, *supra*, 31 Cal.4th 1230. In all other respects, the judgment of the Court of Appeal is affirmed and the matter is remanded to the Court of Appeal for further proceedings consistent with our opinion.

Majority Opinion by Moreno, J.

-- joined by George, C. J., Kennard, Baxter, Werdegarr, Chin, and Corrigan, JJ.

S159282 H031292 Sixth Appellate District **R. (JULIAN), IN RE**

Opinion filed: Judgment affirmed in full

The Court of Appeal here remanded the matter to the juvenile court so it could correct certain errors. (See pp. 4-5, *ante*.) We agree that a remand is appropriate. On remand, the juvenile court is to complete Judicial Council form JV-732, as revised January 1, 2009, acknowledging that the court has considered the facts and circumstances of the offenses in determining the maximum period of Julian's physical confinement.

The judgment of the Court of Appeal is affirmed.

Majority Opinion by Kennard, J.

-- joined by George, C. J., Baxter, Werdegarr, Chin, Moreno, and Corrigan, JJ.

S051342 **PEOPLE v. CUNNINGHAM**
(JOHN)

Extension of time granted

Good cause appearing, and based upon counsel Brian A. Pori's representation that he anticipates filing the appellant's reply brief by December 15, 2009, counsel's request for an extension of time in which to file that brief is granted to October 15, 2009. After that date, only one further extension totaling about 60 additional days is contemplated.

S073823**PEOPLE v. BUENROSTRO
(DORA)**

Extension of time granted

Good cause appearing, and based upon Deputy Attorney General Felicity Senoski's representation that she anticipates filing the respondent's brief by September 29, 2009, counsel's request for an extension of time in which to file that brief is granted to September 29, 2009. After that date, no further extension is contemplated.

S092410**PEOPLE v. NIEVES (SANDI
DAWN)**

Extension of time granted

Good cause appearing, and based upon Deputy Attorney General Mary Sanchez's representation that she anticipates filing the respondent's brief by August 31, 2010, counsel's request for an extension of time in which to file that brief is granted to October 19, 2009. After that date, only six further extensions totaling about 316 additional days are contemplated.

S097414**PEOPLE v. KOPATZ (KIM
RAYMOND)**

Extension of time granted

Good cause appearing, and based upon counsel David P. Lampkin's representation that he anticipates filing the appellant's opening brief by October 2010, counsel's request for an extension of time in which to file that brief is granted to October 19, 2009. After that date, only six further extensions totaling about 360 additional days are contemplated.

S118384**PEOPLE v. MELENDEZ
(ANGELO MICHAEL)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to October 23, 2009.

S126560**PEOPLE v. ARMSTRONG
(JAMELLE EDWARD)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to October 23, 2009.

S129501**PEOPLE v. MENDEZ
(JULIAN ALEJANDRO)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to October 19, 2009.

S142694**WARD (CARMEN LEE) ON
H.C.**

Extension of time granted

Good cause appearing, and based upon Deputy Attorney General Stephanie A. Miyoshi's representation that she anticipates filing the informal response to the petition for writ of habeas corpus by April 17, 2010, counsel's request for an extension of time in which to file that document is granted to October 16, 2009. After that date, only four further extensions totaling about 240 additional days are contemplated.

S158710**LYNCH (FRANKLIN) ON
H.C.**

Extension of time granted

Good cause appearing, and based upon Assistant State Public Defender Denise Kendall's representation that she anticipates filing the reply to the informal response to the petition for writ of habeas corpus by November 30, 2009, counsel's request for an extension of time in which to file that brief is granted to October 13, 2009. After that date, only one further extension totaling about 50 additional days is contemplated.

S175087**ROBBINS (TERRANCE
LIONEL) v. S.C. (PEOPLE)**

Extension of time granted

On application of real party in interest and good cause appearing, it is ordered that the time to serve and file the informal response is extended to September 23, 2009.

S163335**COSTCO WHOLESALE
CORPORATION v. S.C.
(RANDALL)**

Order filed

The request of counsel for petitioner in the above-referenced cause to allow two counsel to argue on behalf of petitioner at oral argument is hereby granted.

The request of petitioner to allocate to amicus curiae California Employment Law Council 10 minutes of petitioner's 30-minute allotted time for oral argument is granted.